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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/712,364 11/14/00 LANGE

L 93,473-G

020306 HM22/0605  
MCDONNELL BOEHNEN HULBERT & BERGHOFF  
300 SOUTH WACKER DRIVE  
SUITE 3200  
CHICAGO IL 60606

EXAMINER

FOONDA, K

ART UNIT

PAPER NUMBER

1623

DATE MAILED:

06/05/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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DATE MAILED:

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**Commissioner of Patents and Trademarks**

A SHORTENED STATUTORY TIME PERIOD IS SET TO EXPIRE ONE MONTH FROM THE MAILING DATE OF THIS COMMUNICATION.

Kathleen Kahler Fonda, Ph.D.  
Primary Examiner  
Art Unit: 1623

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Applicant is advised that the application is not in proper condition for examination. There is a discrepancy between the transmittal papers and the preliminary amendment of 11-14-00. The former indicates that the case is a continuation of parent application of 08/816,823, while the latter indicates that it is a continued prosecution application. During telephonic communications on June 1, 2001 with Judy, assistant to Applicant's representative A. Blair Hughes, the Examiner was informed that the filing was intended to be a continuation. Applicant is advised that the case has been treated as a continuation. However, the preliminary amendment of 11-14-00 cannot be entered because it does not comply with 37 CFR § 1.126, which requires that claims be numbered consecutively. The proposed new claims are numbered 21-25, but claim 11 is the last originally-filed claim. Applicant should submit a new preliminary amendment which properly identifies that filing as a continuation, and which numbers claims to be added starting with 12.

Papers relating to this application may be submitted to Technology Center 1600 by facsimile transmission. The number of the fax machine for official papers in Technology Center 1600 is (703) 308-4556. Any document submitted by facsimile transmission will be considered an official communication unless the cover sheet clearly indicates that it is an informal communication.

Art Unit: 1623

INTERNET INFORMATION: Secure and confidential access to patent application status information is now available; see <http://www.uspto.gov/ebc/index.html> for more information. Also, <http://www.uspto.gov/web/offices/ac/comp/fin/clonedefault.htm> may be used to pay patent maintenance fees, pay non-filing application fees, and maintain USPTO deposit accounts.

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Kathleen Kahler Fonda, at telephone number (703) 308-1620. Examiner Fonda can generally be reached Tuesday through Friday, and on alternating Mondays, from 7:30 a.m. until 5:00 p.m. If the Examiner cannot be reached, questions may be addressed to Supervisory Patent Examiner Gary Geist at (703) 308-1701. Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center 1600 receptionist whose telephone number is (703) 308-1235.



Kathleen Kahler Fonda, Ph.D.  
Primary Examiner  
Art Unit 1623